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**TRANSMITTAL  
FORM**

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Total Number of Pages in This Submission

18

|                        |                 |
|------------------------|-----------------|
| Application Number     | 09/535,888      |
| Filing Date            | 03/27/2000      |
| First Named Inventor   | GEORGE MCBRIDE  |
| Art Unit               | 3796            |
| Examiner Name          | SHABANA QUERSHI |
| Attorney Docket Number | CARDIOBEAT-3    |

**ENCLOSURES (Check all that apply)**

- |  |   |   |
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| <input checked="" type="checkbox"/> Fee Attached                             | <input type="checkbox"/> Licensing-related Papers                         | <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences     |
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| <input type="checkbox"/> After Final   | <input type="checkbox"/> Petition to Convert to a Provisional Application | <input type="checkbox"/> Proprietary Information  |
| <input type="checkbox"/> Affidavits/declaration(s)                           | <input type="checkbox"/> Power of Attorney, Revocation                    | <input type="checkbox"/> Status Letter  |
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| <input type="checkbox"/> Response to Missing Parts/Incomplete Application    | Remarks   |   |
| <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | EXPRESS MAIL EU788245367US  |   |

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

|                         |                   |
|-------------------------|-------------------|
| Firm or Individual name | DONALD J LENKSZUS |
| Signature               |                   |
| Date                    | JULY 27, 2005     |

**CERTIFICATE OF TRANSMISSION/MAILING**

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

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| Typed or printed name | DONALD J LENKSZUS |      |            |
| Signature             |                   | Date | 07/27/2005 |

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of :  
George McBride, et al :  
Filed: 03/27/2000 :Examiner: SHABANA QURESHI  
Title: Internet Device Operation for Medical Testing : Art Unit 2155  
Serial No.: 09/535,888 :

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Alexandria, VA 22313-1450

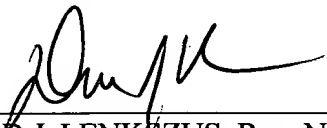
**COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE**

This is in response to the Examiner's Reasons For Allowance dated 07/12/2005.

The Examiner's statement that the prior art does not teach the two specified features of claim 1 is incomplete. The prior art does not teach the two specified features of claim 1 in combination with "downloading via the Internet a medical testing program from a server, said medical testing program being utilized to provide non-invasive cardiovascular function related test measurement data" and in combination with the other elements set forth in the claim.

Respectfully submitted,  
DONALD J. LENKSZUS, P.C.

Dated: JULY 27, 2005

By:   
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I hereby certify that this document (and any as referred to as being attached or enclosed) is being mailed by Express Mail No. EU788245367US to the United States Patent and Trademark Office on July 27, 2005.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

  
DONALD J. LENKSZUS, REG. NO. 28,096